

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CIVIL APPLICATION NO. 167 OF 2007
IN
FAMILY COURT APPEAL NO.111 OF 2007
WITH
CIVIL APPLICATION NO. 204 OF 2007

Ramchandra Hari Pawar ..Applicant

V/s

Mrs. Vimal Ramchandra Pawar ..Respondent

Mr. Sanjay Gawade i/b Nitin E. Rakshe for the
applicant.

Ms. A.P. Bhide for the respondent.

Mr.P.M. Pradhan for the applicant in C.A. No.
204/2007.

CORAM : J.N. PATEL AND
A.A. SAYED, JJ.
DATE : 5TH OCTOBER, 2007

P.C.

1. The applicant-husband's son Shri Chandrashekhar Ramchandra Pawar has tendered to this Court an undertaking whereby he has undertaken to pay the arrears of maintenance due from the applicant-husband to the respondent-wife within six months as also the arrears of society charges of the matrimonial home from June, 2007 to September, 2007 within one week. The undertaking is accepted and is taken on record and marked "X" for identification.

The undertaking further states that the monthly maintenance and society charges may be deducted from the pension of the applicant-husband.

2. We direct that the applicant-husband shall pay to the respondent-wife Rs. 5000/- per month which amount would include the monthly maintenance and society charges in respect of the flat in addition to the maintenance of the respondent-wife. For the aforesaid purpose we direct the Commissioner of Police, Mumbai to take necessary steps to deduct Rs.5000/- from the pension of the applicant-husband Shri Ramchandra Hari Pawar, who is retired Police Sub-Inspector, with effect from October, 2007 and ensure payment of said sum to the wife of said Ramchandra Hari Pawar i.e. Mrs. Vimal Ramchandra Pawar by crediting it in her Saving Account with the post office until further orders. The learned Counsel for respondent-wife submits that the details of the post office savings account will be furnished to the Commissioner of Police, Mumbai along with the copy of this order. It is made clear that the respondent-wife would continue to reside in the

matrimonial flat in question without any disturbance or obstruction from any one.

3. Civil Application No.167/2007 is disposed of on the above terms.

4. Civil Application No.204/2007 be heard along with the appeal.

(J.N.PATEL, J.)

(A.A. SAYED, J.)